

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: **James Ellis Marrs et al.**)
Serial Number:)
Filed: Concurrently Herewith)
Title: **EMERGENCY SHOWER SYSTEM**)
Art Unit:)
Confirmation No.:)
Attorney Docket No.: 702421635003)

MAIL STOP PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Applicants submit herewith patents of which they are aware, which they believe may be material to the examination of this application and in respect of which there may be a duty to disclose in accordance with 37 CFR 1.56. However, submitting this information is not intended to constitute an admission that any patent, publication or other information referred to herein either is "material" pursuant to 37 CFR 1.56 or is "prior art" for this invention.

In accordance with 37 CFR 1.97(g), (h), the filing of the Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(b) exists.

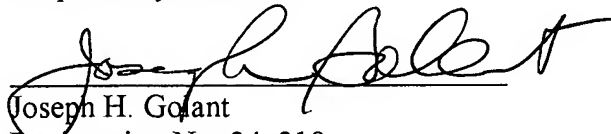
A list of patent(s) and/or publications is set forth on the attached Form PTOL-1449. Copies of all available patents are supplied herewith for the Examiner's convenience.

It is respectfully submitted that the present invention is deemed patentable over the cited references, whether taken singly or in combination. Applicants are submitting these references for consideration by the Examiner and for purposes of entering these citations in the official file in order to comply with their duty of candor.

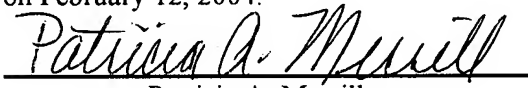
If a fee is due, the Patent Office is authorized to debit our deposit account number 10-1202.

Respectfully submitted,

February 12, 2004


Joseph H. Golant
Registration No. 24, 210
JONES DAY
77 West Wacker Drive
Chicago, Illinois 60601-1692
(312) 782-3939

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: **Mail Stop Patent Application,** Commissioner for Patents, P.O. Box 1450, Alexandria, VA. 22313-1450 on February 12, 2004.


Patricia A. Merrill

FORM PTO-1449
(Rev. 2-32)U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

ATTY DOCKET NO.

APPLICATION
SERIAL NO.:

702421635003

INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

(Use several sheets if necessary)

APPLICANT: James Ellis Marrs et al.

FILING DATE:
Filed Concurrently Herewith

GROUP:

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER							DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIATE
		5	7	6	8	7	2	1	06/23/98	Steven A. Kersten			
		4	0	8	4	2	7	0	04/18/78	Samuel D. Kersten, Jr.			

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER							DATE	COUNTRY	CLASS	SUBCL ASS	TRANSLATION	
													YES	NO
														X
														X

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

			Encon Safety Products, Inc., "Freeze-Resistant Shower"; Specification Sheet
			Encon Safety Products, Inc., "Through Wall Freeze Resistant Shower"; Specification Sheet
			Guardian Equipment, "Wall Mounted, Recessed, Barrier-Free Eye-Wash", Product Advertisement
			Guardian Equipment, "Barrier-Free Wall Mounted Swing-Down Eye/Face Wash in Recessed Stainless Steel Cabinet and Concealed Emergency Shower with Stay-Open Valve"; Specification Sheet
			Guardian Equipment, "Barrier-Free Combination Emergency Shower and Swing-Down eye/Face Wash with Recessed Stainless Steel Cabinet"; Specification Sheet

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

(Form PTO-1449 [6-4])